

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 1504

House Bill No. 32*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 63-2-102(a), is amended by deleting the second sentence and by substituting instead the following:

For records other than those involving a workers' compensation case, such reasonable costs shall not exceed twenty dollars (\$20.00) for reports forty (40) pages or less in length and twenty-five cents (\$.25) per page for each page copied after the first forty (40) pages. The costs charged for reproducing reports or records of a patient involved in a workers' compensation claim are governed by Tennessee Code Annotated, Section 50-6-204(a)(1).

SECTION 2. Tennessee Code Annotated, Section 63-2-102(c), is amended by adding the following:

Upon payment of the costs described in this section, the patient, a patient's designated representative or agent shall have the right to receive the medical records without delay.

SECTION 3. Tennessee Code Annotated, Section 68-11-304(a)(2)(A), is amended by adding the following:

For records other than those involving a workers' compensation case, reasonable costs shall not exceed the reasonable costs for handling, copying and mailing the records. The reasonable costs shall not include costs involved with either the maintenance and storage of the records or associated with providing the records to any party other than the patient, or both such costs. Any reproduction charges which

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are equal to or less than the charges allowed under Tennessee Code Annotated, Section 63-2-102(a) are presumed to be reasonable. No patient or patient's designated representative or agent shall be charged more for the reproduction, handling and mailing of the patient's records than the amount which is charged by the hospital, its agents or contractors to parties other than the patient; provided, however, a minimum amount may be charged which is equal to or less than the provisions for records costs described in Tennessee Code Annotated, §63-2-102(a).

SECTION 4. Tennessee Code Annotated, Section 68-11-304(a)(2), is amended by adding the following new subdivision:

(C) For all records involving a workers' compensation case the maximum charge allowed for the reproduction of the patient's records shall not exceed the costs allowed under Tennessee Code Annotated, Section 50-6-204(a)(1).

SECTION 5. Tennessee Code Annotated, Section 68-11-304(b), is amended by deleting the period at the end of the subsection and by adding the following:

and shall be made available to the patient or the patient's designated representative or agent within a reasonable time after the request.

SECTION 6. This act shall take effect July 1, 1997, the public welfare requiring it.

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